

**DEPARTMENT OF COMMUNITY SERVICES AND DEVELOPMENT**

P.O. Box 1947  
Sacramento, CA 95812-1947  
(916) 576-7109  
(916) 263-1406 (FAX)

**Draft**

May 28, 2010

Ms. Josephine B. Robinson, Director  
Office of Community Services  
Administration for Children and Families  
U.S. Department of Health and Human Services  
370 L'Enfant Promenade, S.W.  
Washington, D.C. 20447

Dear Ms. Robinson:

The purpose of this letter is to submit a standard waiver request to use 25 percent of Low-Income Home Energy Assistance Program (LIHEAP) funds for residential weatherization. State of California Government Code Section 16367.5 mandates that California submit a weatherization waiver request each year. The following information is provided in compliance with the Code of Federal Regulations, Title 45, Part 96.83, regarding requests to increase the maximum amount that may be used for weatherization and other energy-related home repair.

(c)(1) The State of California requests to use 25 percent of its fiscal year 2010 LIHEAP allotment for weatherization.

(c)(2) The State of California has met each of the following three criteria necessary for a standard waiver request.

(c)(2)(i) In fiscal year 2010, the combined total (aggregate) number of households in the state that will receive LIHEAP heating, cooling, and crisis assistance benefits that are provided from federal LIHEAP allotments from regular and supplemental appropriations will not be fewer than the combined total (aggregate) number that received such benefits in the preceding (2009) fiscal year.

(c)(2)(ii) In fiscal year 2010, the combined total (aggregate) amount, in dollars, of LIHEAP heating, cooling, and crisis assistance benefits received by the state's service population that are provided from federal LIHEAP allotments from regular and supplemental appropriations will not be less than the combined total (aggregate) amount received in the preceding (2009) fiscal year.

(c)(2)(iii) All LIHEAP weatherization activities to be carried out by the state in fiscal year 2010 will produce measurable savings in energy expenditures. CSD uses weatherization installation and materials standards listed in Appendix A of the U.S. Department of Energy (DOE) weatherization regulations, 10 CFR Part 440, installation of materials meeting the specific standards incorporated by reference in Appendix A, and weatherization activities specifically allowed by official DOE correspondence and memoranda. The state is citing the above standards as the criteria under which its LIHEAP-funded weatherization activities have been shown to produce measurable savings. The U.S. Department of Energy, Office of Energy Efficiency and Renewable Energy, reports that for individual families who weatherize their home, the gain is immediate with an annual average savings of 32% of their energy bills amounting to \$358 per year depending on fuel prices.

(c)(3) With regard to criterion in paragraph (c)(2)(i), the state's best estimate of the appropriate household totals for the fiscal year for which the waiver is requested (2010) and for the preceding fiscal year (2009) are as follows:

HOUSEHOLDS			
Fiscal Year	Heating and Cooling	Crisis	Total
2009	140,911	74,027	214,937
**2010	227,283	123,267	350,550

\*\* Actual and projected numbers.

(c)(4) With regard to criterion in paragraph (c)(2)(ii), the state's best estimate of the appropriate benefit totals, in dollars, for the fiscal year for which the waiver is requested 2010 and for the preceding fiscal year (2009) are as follows:

BENEFITS			
Fiscal Year	Heating and Cooling	Crisis	Total
2009	\$43,396,070	\$44,681,605	\$88,077,675
**2010	\$68,217,459	\$69,267,402	\$137,484,860

\*\* Actual and projected numbers.

(c)(5) With regard to criterion in paragraph (c)(2)(iii), a description of the weatherization activities to be carried out by the state in fiscal year 2010 (with all LIHEAP funds proposed to be used for weatherization, not just with the amount over 15 percent), and an explanation of the specific criteria under which the grantee has determined whether these activities have been shown to produce measurable savings in energy expenditures, are provided in subsection (c)(2)(iii) in this letter.

In accordance with the referenced DOE guidelines, the following LIHEAP weatherization activities will be performed by CSD contractors during fiscal year 2010.

1. Mandatory measures include:

- a) Dwelling assessment
- b) Combustion appliance safety testing
- c) Blower door testing
- d) Duck leakage testing
- e) Post weatherization inspections
- f) Carbon monoxide alarm
- g) Gas cooking appliance repair/replacement
- h) Gas water heater repair/replacement
- i) Heating source repair/replacement
- j) Attic venting
- k) Ceiling insulation
- l) Kneewall insulation
- m) Duct insulation
- n) Caulking
- o) Cover plate gaskets
- p) Duct and register repair/replacement
- q) Glass replacement
- r) Minor envelope repair
- s) Sliding glass door repair/replacement
- t) Weatherstripping
- u) Window repair/replacement
- v) Evaporative cooler/air conditioner vent cover
- w) Hot water flow restrictors: low-flow showerheads and faucet restrictors
- x) Water heater blanket
- y) Water heater pipe wrap
- z) Compact fluorescent lamps: thread-based and hard-wired
- aa) Electric water heater/replacement
- bb) Fluorescent torchiere lamp replacement
- cc) Refrigerator replacement

2. Optional measures include:

- a) Ceiling fans
- b) Air conditioner repair/replacement: wall, window and central
- c) Electric water heater timer
- d) Evaporative cooler repair/replacement
- e) Exterior pipe wrap
- f) Microwave oven
- g) Floor foundation venting
- h) Floor insulation
- i) Shade screens
- j) Shutters
- k) Storm windows
- l) Thermostats: manual and programmable
- m) Tinted window film

(c)(6) A description of how and when the proposed waiver request was made available for timely and meaningful public review and comment, copies and/or summaries of any comments received on the request (including transcripts and/or summaries of any comments made), a statement of the method for reviewing public comments, and a statement of the changes, if any, that were made in response to these comments, are included.

A public notice will be posted on May 28, 2010 to accept comments on the state's request to increase the LIHEAP weatherization component from 15 to 25 percent. Notice (attached) will be published in three newspapers on May 28, 2010, and correspondence (attached) will be sent to the network of service provider agencies on May 28, 2010. Both the Draft Standard Waiver Request and the Public Notice will be posted on the CSD website for a period of two weeks, May 28, 2010 through June 11, 2010.

I trust this information is sufficient to enable the Office of Community Services to grant a waiver to the State of California to increase its weatherization to 25 percent for a program that provides meaningful, long-term benefits to California's low-income households. If you have any questions, please contact Ms. Kathy Ely, Senior Manager, Energy and Environmental Services at (916) 576-7109 or by e-mail at [kely@csd.ca.gov](mailto:kely@csd.ca.gov)

Sincerely,

**Draft**

Cliff Allenby, Interim Director

PUBLIC NOTICE - STATE OF CALIFORNIA  
DEPARTMENT OF COMMUNITY SERVICES AND DEVELOPMENT  
LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM (LIHEAP)  
2010 WEATHERIZATION WAIVER REQUEST

The State of California, Department of Community Services and Development (CSD) is posting this public notice to receive written comments on the DRAFT request for a Weatherization Waiver for the U.S. Department of Health and Human Services Low-Income Home Energy Assistance Program (LIHEAP). A copy of this notice and the LIHEAP Weatherization Waiver request is available by accessing CSD's web site at <http://www.csd.ca.gov> (under "News, Dates & Deadlines").

Persons are requested to provide written comments to the Department of Community Services and Development, P.O. Box 1947, Sacramento, CA 95812-1947, Attention: Kathy Ely, Senior Manager, Energy and Environmental Services Division. Written comments will be accepted until 5:00 p.m., June 11, 2010.